

ACTS AFFECTING LOCAL GOVERNMENT, 1975

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COMMONWEALTH OF PENNSYLVANIA/*Milton J. Shapp, Governor*
DEPARTMENT OF COMMUNITY AFFAIRS/*William H. Wilcox, Secretary*

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ACTS AFFECTING LOCAL GOVERNMENT
1975

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INTRODUCTION

This publication contains brief summaries of legislation affecting local government, enacted during the 159th regular session of the General Assembly. A total of 82 Acts and a Constitutional amendment are reported as being of sufficient interest to Pennsylvania's communities.

ACTS AFFECTING LOCAL GOVERNMENT, 1975 is divided into seven major topics. Within each major topic area, Acts are grouped by sub-topics representing more specific aspects of the major topic. The units of local government which each Act affects generally are included in its title. If an Act does not specifically affect any particular unit of local government but is of general interest, it has been assigned a heading which reflects its contents.


As a matter of convenience, the date of approval by the Governor and the effective date of each Act are included within the basic information presented about each Act. The effective date listed is based upon the Department's interpretation of the Statutory Construction Act of 1972, P.L. 1339, No. 290, Title I, Part V, Chapter 17 of the Pennsylvania Consolidated Statutes (46 P.S. 1701-4).

The citations (P.S.) appearing after the synopses of Acts in this publication are to Purdon's Pennsylvania Statutes Annotated, published and copyrighted by the West Publishing Company, St. Paul, Minnesota. The citations are included in ACTS AFFECTING LOCAL GOVERNMENT, 1975 primarily to save time for local government officials and others who have access to Purdon's Statutes and who wish to read the texts of particular Acts.

It should be noted that summaries are necessarily brief, and that these and the other information contained in this volume do not represent legal opinion.

Three indexes appear at the end of this volume: an index by Act number, an index by unit of local government and a comprehensive subject index.

Limited numbers of copies of Acts are available upon request from the Information Services Division, Bureau of Local Government Services, Department of Community Affairs, P.O. Box 155, Harrisburg, Pennsylvania 17120; telephone 717-787-1062.



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I. ASSESSMENT, TAXATION, REVENUE AND BORROWING

a. Assessment Procedures

Act 134 Counties - Second A and Third Class; Cities, Boroughs Towns, Townships, School Districts and Institution Districts and Institution Districts levying taxes on assessments in these counties

Amends Section 402 of the General County Assessment Law, 1933 P.L. 853, No. 155, amended 1939 P.L. 143, No. 74.

Requires each political subdivision levying its taxes for the first time on a county-wide reassessment of real property in counties of the second A and third classes, to reduce its tax rate for the first year, if necessary, in order that the total amount of taxes levied that year against the real properties which were contained in the duplicate for the preceding year does not exceed by more than ten per cent the total amount the political subdivision levied on such properties the preceding year, notwithstanding the increased valuations of such properties under the revised assessment; excludes the amount to be levied on newly constructed buildings or structures or on increased valuations based on new improvements made to existing houses in determining the total amount of taxes to be levied for the first year; authorizes any such political subdivision, with the approval of the court of common pleas, upon good cause shown, to increase the tax rate prescribed by these provisions.

Approved: 12/3/75

Effective: 12/3/75

72 P.S. 5020-402

b. Borrowing

Act 8 Cities - Second, Second A and Third Class, Boroughs, Towns, Townships, Counties, Institution Districts, School Districts

Amends the following Sections of the Local Government Unit Debt Act, 1972 P.L. 781, No. 185:

Section 409;
Section 411(a), amended 1972 P.L. 901, No. 214;
Section 411(b);
Section 811 (new Section, added by this Act);
Section 901(a), amended 1972 P.L. 901, No. 214.

Removes the requirement that the Department of Community Affairs approve bonds or notes or lease rental debt not exceeding \$50,000 or 30 per cent of the borrowing base (five-year notes are exempted from Departmental approval only if the aggregate amount of such debt outstanding at one time does not exceed \$50,000 or 30 per cent of the borrowing base).

Approved: 6/18/75

Effective: 6/18/75

53 P.S. 6780-159,
6780-161(a) and (b)
6780-361 (added)
6780-401(a)

Act 11 Cities - First Class

Amends Article XVII, Section 5 of 1919 P.L. 581, No. 274, entitled "An act for the better government of cities of the first class of this Commonwealth," amended 1969 P.L. 268, No. 109.

Authorizes the city to initiate the negotiation of temporary loans not more than thirty days before the beginning of the fiscal year for which notes are to be issued, but prohibits the actual issuance of the notes before the first day of the fiscal year.

Approved: 6/19/75

Effective: 6/19/75

53 P.S. 12555

Act 154 Cities - First Class

Amends Article XVII, Section 8 of 1919 P.L. 581, No. 274, entitled "An act for the better government of cities of the first class of this Commonwealth," amended 1923 P.L. 1037, No. 420.

Authorizes the borrowing of up to \$15,000,000 for bicentennial celebrations.

Approved: 12/19/75

Effective: 12/19/75

53 P.S. 12558

c. Real Estate Tax Sales

Act 22 Cities - Third Class, Boroughs, Towns, Townships, Counties -
Second to Eighth Class, School Districts (except First
Class or within Second Class A City), Institution Districts

Amends Section 501 (a) of the Real Estate Tax Sale Law,
1947 P.L. 1368, No. 542, amended 1953 P.L. 439, No. 98.

Limits the redemption of property by an interested
person to a person who has a duly executed power of
attorney from the owner, his heirs or assigns or legal
representative empowering such person to make payment.

Approved: 7/10/75

Effective: 7/10/75

72 P.S. 5860.501(a)

Act 121 Counties - Second Class

Amends the definition of "taxing district" in Section 102
of the Real Estate Tax Sale Law, 1947 P.L. 1368, No. 542,
amended 1974 P.L. , No. 157.

Exempts any county of the second class from the
provisions of the Act unless the county commissioners
have adopted, by resolution during the month of
January in any year, the system provided by the Real
Estate Tax Sale Law for the collection of delinquent
taxes; limits the exemption to a three-year period
immediately following the effective date of this amendatory
act (until January 1, 1979).

Approved: 10/21/75

Effective: 1/1/76

72 P.S. 5860.102

Act 132 Cities - Third Class, Boroughs, Towns, Townships, Counties -
Second to Eighth Class, School Districts (except First
Class or within Second Class A City), Institution Districts.

Amends the Title and Section 1 of 1970 P.L. 355, No. 119,
which validates Tax Claim Bureau deeds made prior to
December 31, 1952 where the property was not properly
posted or the certificate of posting was not filed.

Extends the cut-off date to December 31, 1965.

Approved: 11/26/75

Effective: 11/26/75

Special Act

d. Tax Collection

Act 118 Cities - Second, Second A and Third Class, Boroughs, Towns, Townships, School Districts - Second to Fourth Class and Independent

Adds Section 20.1 to the Local Tax Enabling Act, 1965 P.L. 1257, No. 511.

Requires the tax collector, at least 15 days prior to the presentation to an employer of a written notice and demand for collection of delinquent taxes, to notify the delinquent taxpayer by registered or certified mail that the written notice and demand will be presented to his employer unless the tax is paid; requires that the return receipt card for certified or registered mail be marked delivered to addressee only and that the cost of notification by certified or registered mail be added to the costs for collecting taxes.

Approved: 10/18/75

Effective: 12/17/75

53 P.S. 6920.1 (added)

NOTE: Tax levies for fire protection services, Act 38 (Townships - First Class), Act 40 (Townships - Second Class) and Act 44 (Boroughs): See Chapter III, Subchapter d, Fire Protection, pages 11 and 12.

II. LOCAL GOVERNMENT PROCEDURES AND ORGANIZATION

a. Governmental Procedures

Act 28 Townships - First Class

Amends Section 1502.XIX of the First Class Township Code, 1949 P.L. 1955, No. 569, amended 1963 P.L. 384, No. 204.

Makes an editorial correction in the provisions relating to remedies for violations of building and housing sanitation regulations by changing the word "lawful" to "unlawful" (The board of township commissioners is authorized to institute appropriate actions to prevent and restrain unlawful construction, reconstruction, alteration, repairs, conversion, maintenance or use of any building, housing or structure.).

Approved: 7/10/75

Effective: 7/10/75

53 P.S. 56519, c1. XIX

Act 32 Counties

Amends Section 1 of 1947 P.L. 274, No. 112, which validates the title to real estate for which a deed or transfer was properly executed and recorded without containing a certificate setting forth the residence of the grantee.

Extends the Act to include real estate or interest in real estate conveyed or transferred in the future.

Approved: 7/16/75

Effective: 7/16/75

21 P.S. 287

Act 64 Cities - Third Class

Amends Section 1210 of the Third Class City Code, 1951 P.L. 662, No. 164.

Authorizes the reading of the titles of bills when introduced and on final passage, except amendments and other changes which are required to be read at length, and requires

that a complete copy of every bill introduced be available for public inspection at the clerk's office during regular office hours.

Approved: 7/30/75

Effective: 9/29/75

53 P.S. 36012

Act 103 Counties - First Class

Amends Sections 504 and 510 of the Eminent Domain Code, 1964 Sp. Sess., P.L. 84, No. 6, amended 1969 P.L. 316, No. 137.

Authorizes the court, in counties of the first class, to appoint an alternate viewer in addition to the three viewers specifically appointed.

Approved: 10/7/75

Effective: 12/8/75

26 P.S. 1-504 and 1-510

Act 151 Counties

Adds Section 2 to 1868 P.L. 73, No. 37, which authorizes the recorder of deeds in the several counties of the Commonwealth to record the discharges of all honorably discharged officers and soldiers.

Requires that records of discharges, reports of separation and similar forms recorded or received by the recorder of deeds be kept confidential and prohibits disclosure of such records by the recorder of deeds except under specified circumstances.

Approved: 12/19/75

Effective: 12/19/75

16 P.S. 9759.1

b. Municipal Structure (Home Rule and Optional Plans)

Act 25 Cities - Second, Second A and Third Class, Boroughs, Towns, Townships, Counties - Second to Eighth Class

Amends Section 1262(b) of the Home Rule Charter and Optional Plans Law, 1972 P.L. 184, No. 62.

Requires, in cases where the term of office for councilmen under an adopted plan are different from the term of office for councilmen under an existing form of government, that the terms

of office for councilmen elected at the first municipal election succeeding the adoption of the optional plan be established so that at each subsequent regular municipal election at which councilmen are elected, the number of councilmen to be elected will be as nearly equal as possible to the number of councilmen to be elected at every other regular municipal election at which councilmen are elected.

Approved: 7/10/75

Effective: 7/10/75

53 P.S. 1-1262(b)

Act 73 Cities - Second, Second A and Third Class, Boroughs, Towns, Townships, Counties - Second to Eighth Class

Amends the following Sections of the Home Rule Charter and Optional Plans Law, 1972 P.L. 184, No. 62:

Section 210(a), amended 1973 P.L. 239, No. 65;

Section 213(c), amended 1974 P.L. . . . , No. 149.

Allows a government study commission an additional two months to report its findings and recommendations to the citizens of the municipality if it chooses to elect its municipal council by districts and requires that new or revised districts be established by the government study commission and included in the proposed charter rather than being established by the court of common pleas following approval by the electorate of a new form of government.

Approved: 7/30/75

Effective: 7/30/75

53 P.S. 1-210(a) and 1-213(c)

III. LOCAL GOVERNMENT SERVICES, FACILITIES AND PROGRAMS

a. Cemeteries

Act 48 Counties - Third to Eighth Class
Act 102 Counties - Second Class and Second Class A

Amend, respectively, Section 1913(f) of the County Code, 1955 P.L. 323, No. 130, amended 1957 P.L. 577, No. 319, and Section 2113(f) of the Second Class County Code, 1953 P.L. 723, No. 230, amended 1957 P.L. 578, No. 320.

Require that upright flag holders used as markers on graves of deceased service persons consist of cast bronze or any other weather resistant material.

Approved: Act 48 - 7/25/75 Effective: Act 48 - 1/1/76
 Act 102 - 10/7/75 Act 102 - 12/8/75

Act 48: 16 P.S. 1913(f)
Act 102: 16 P.S. 5113(f)

Act 69 Townships - Second Class

Amends Section 702.XXVIII of the Second Class Township Code, 1947 P.L. 1481, No. 567, amended 1961 P.L. 155, No. 77.

Increases the maximum annual expenditure for care of any one abandoned cemetery from \$200 to \$500.

Approved: 7/30/75 Effective: 7/30/75

53 P.S. 65728

b. Community Development; Historical Sites

Act 141 Cities, Boroughs, Towns, Townships, Counties

Amends Sections 1, 2, 3 and 4 and adds Sections 1.1, 2.1, and 3.1 to 1974 P.L. 865, No. 292, which authorizes municipalities to expend Federal general revenue sharing or general funds for

social service programs for the poor, the disabled and the aging and to jointly cooperate in the sponsorship, establishment, administration, maintenance and operation of such programs.

Extends the Act to authorize expenditures for sites of established historical, architectural or esthetic value which are registered on the List of Historical Sites by the Pennsylvania Historical and Museum Commission, Office of Historical Preservation and maintained either by governmental, municipal or private nonprofit organizations; authorizes municipalities, by ordinance, in any year to expend all or part of their funds received under Title I of the Federal Housing and Community Development Act of 1974 or their general municipal funds for community development programs; defines "community development programs" to mean any service provided on either a single or multi-single or multi-municipal level which would address specified social, economic and environmental needs of cities, towns and smaller urban communities, including, among others, the elimination of slums and blight, the conservation and expansion of housing, the improvement of the quantity and quality of community services, more rational utilization of land and other natural resources and the promotion of an increase in the diversity and vitality of neighborhoods; authorizes home rule municipalities to define "community development programs" within their powers under a home rule charter; authorizes expenditure for appropriations to nonprofit corporations organized for community development purposes; prohibits duplication of State or Federal programs, but allows use of funds for expansion of such programs; authorizes the use of funds in the matching of local funds with State or Federal funds to the extent permitted by law or regulation; authorizes cooperation among municipalities under Act 180 of 1972, relating to intergovernmental cooperation, in the sponsorship, establishment, administration, maintenance and operation of community development programs and authorizes the use of funds received under Title I of the Housing and Community Development Act for such cooperative programs.

Approved: 12/3/75

Effective: 2/2/76

53 P.S. 5421 to 5424
53 P.S. 5421.1,
5422.1 and
5423.1 (added)

c. Environmental Protection

Act 108 Cities, Boroughs, Towns, Townships, Counties, Authorities

Amends Sections 3, 4, 6(a), 7 and 8 and adds Section 9.1 to the Pennsylvania Solid Waste - Resource Recovery Development Act, 1974 P.L. , No. 198.

Creates a Solid Waste - Demonstration Grants-in-Aid Fund and authorizes the Department of Environmental Resources to make grants from the fund for up to 75 per cent of the cost of a demonstration project; defines "demonstration project" as a pilot or full scale activity, conducted as a Solid Waste Management System or a component in a municipality or municipalities designed to show the technical and economic feasibility of a new and improved technique, process or system applicable to a resource recovery project; authorizes the Department of Environmental Resources to establish priorities for grants administered under the Act based on specified guidelines; establishes a 3 per cent interest rate on loans for development projects under the Act, removes the 10 year limitation on loans and authorizes loans for a period of up to 30 years. (The sum of \$2,500,000 was appropriated to the Solid Waste - Demonstration Grants-in-Aid Fund by Act 50-A of 1975).

Approved: 10/7/75

Effective: 10/7/75

35 P.S. 755.3, 755.4, 755.6(a)
755.7, 755.8, 755.9(a) added

d. Fire Protection

Act 38 Townships - First Class
Act 40 Townships - Second Class

Amend, respectively, Section 1709.Two of the First Class Township Code, 1949 P.L. 1955, No. 569, amended 1967 P.L. 151, No. 38, and Section 905.A.4 of the Second Class Township Code, 1947 P.L. 1481, No. 567, amended 1961 P.L. 454, No. 226.

Increase the maximum annual levy for fire protection from two to three mills; authorize the use of the tax for appropriations to fire companies both within and without the township and for contracting with adjacent municipalities or volunteer fire companies in adjacent municipalities for fire protection; authorize the tax to be set at a level higher than three mills with the approval of the voters of the township. Act 40

(Second Class Township Code) also removes the provision which had required the assent of the electors of the township in order to use the tax for the purpose of providing a place for the housing of fire apparatus.

Approved: Act 38 - 7/16/75 Effective: Act 38 - 9/15/75
 Act 40 - 7/16/75 Act 40 - 7/16/75

Act 38: 53 P.S. 56709, cl. 2
Act 40: 53 P.S. 65905.a, cl. 4

Act 44 Boroughs

Amends Section 1302(6) of the Borough Code, 1965 P.L. 1656, No. 581.

Removes the requirement for a referendum for the levy of a tax not exceeding three mills for fire protection; authorizes the use of the tax for appropriations to fire companies both within and without the borough and for contracting with adjacent municipalities or volunteer fire companies in adjacent municipalities for fire protection; authorizes the tax to be set at a level higher than three mills with the approval of the voters.

Approved: 7/16/75 Effective: 9/15/75

53 P.S. 46302(6)

Act 86 Volunteer Fire Companies

Amends Section 2004.1 of the Public School Code of 1949, P.L. 30, No. 14, added 1970 P.L. 24, No. 13.

Authorizes the presidents of the State colleges and universities to make contribution to those volunteer fire companies that provide protection to the property of State colleges and universities, subject to the approval of the board of trustees.

Approved: 8/1/75 Effective: 8/1/75

24 P.S. 20-2004.1(16)

Act 95 Volunteer Fire Companies, Ambulance Services and Rescue Squads

A new Act.

Authorizes, with the approval of the electors, the incurring of indebtedness of \$10,000,000 for loans to volunteer fire companies, volunteer ambulance services and volunteer rescue

squads for the purpose of establishing or modernizing facilities to house fire fighting equipment, ambulances and rescue vehicles, and for purchasing new fire fighting equipment, ambulances and rescue vehicles, protective and communications equipment, and any other accessory equipment necessary for the proper performance of the organizations' duties.

Approved: 9/25/75

Effective: 9/25/75

Approved by Statewide referendum on November 4, 1975; program of loans will become effective following enactment of implementing legislation and promulgation of rules and regulations by the administering agency.

53 P.S. 6780-106 note

Acts 156 Volunteer Fire Companies, Ambulance Services and Rescue Squads
and 157

Act 156 amends Sections 4 and 17 of the Liquid Fuels Tax Act, 1931 P.L. 149, No. 105, Section 4 amended 1974 P.L. , No. 10, and Section 17 amended 1957 P.L. 8, No. 3; Act 157 amends Sections 4 and 16 of the Fuel Use Tax Act, 1951 P.L. 1965, No. 550, Section 4 amended 1974 P.L. , No. 9.

Exempt from the respective taxes volunteer fire companies, volunteer ambulance services and volunteer rescue squads; provide for refunds of taxes paid on fuel consumed in the operation of a vehicle of a volunteer fire company, volunteer ambulance service or volunteer rescue squad.

Approved: 12/19/75

Effective: 12/19/75

Act 156: 72 P.S. 2611d and
2611q

Act 157: 72 P.S. 2614.4 and
2614.16

e. Health and Welfare

Act 124 Counties

A new Act, known as the Child Protective Services Law

Requires persons who, in the course of their employment, occupation, or practice of their profession, come into contact with children, including medical personnel, school personnel, day care, child care or foster care workers, mental health or professionals, and peace officers or law enforcement officials, to report suspected child abuse; permits any other person to

make such a report; provides procedures for reporting and investigating the abuse of children, for taking a child into protective custody, for admission of abused children to private and public hospitals; provides for immunity from liability for any person, institution or agency reporting or testifying concerning an instance of suspected child abuse and provides penalties for failure to make reports mandated by law; requires the Department of Public Welfare to establish a Statewide central register of child abuse and a single Statewide toll-free telephone number that all persons may use to report cases of suspected child abuse; provides for controlled access to the information in the Statewide central register of child abuse and provides for confidentiality of all reports made under the Act; requires every county public child welfare agency to establish a "child protective service" within the agency, to be the sole agency responsible for receiving and investigating all reports of child abuse under the Act; requires each county agency child protective service to submit annually for approval by the Department of Public Welfare, after consultation with local law enforcement agencies, the court and appropriate public or private agencies and after a public hearing, a local plan for provision of child protective services; establishes duties for county child protective services; requires the Department of Public Welfare to adopt regulations necessary to implement the Act; provides for court proceedings under the Act; requires the Senate Committee on Aging and Youth and the House Committee on Health and Welfare, jointly or separately, to begin, one year from the effective date of the Act, a review into the manner the Act has been administered at the State and local level; repeals 1967 P.L. 239, No. 91, relating to gross physical neglect of, or injury to, children under eighteen years of age, and all other inconsistent Acts and parts of Acts; specifically saves from repeal the provisions of the Juvenile Act and the Pennsylvania Drug and Alcohol Abuse Control Act.

Approved: 11/26/75

Effective: 11/26/75

(Specifies that no person shall be required to make a report of suspected child abuse until the Department of Public Welfare promulgates initial regulations implementing the Act and the Secretary certifies in the Pennsylvania Bulletin that the Statewide central register and the Statewide toll-free telephone number are in operation; requires regulations to be issued as proposed rule making within 60 days of enactment of the Act and to be promulgated as final regulations within 120 days.)

11 P.S. 2201 to 2224

Act 158 Boroughs
Act 159 Townships - Second Class
Act 164 Townships - First Class

Add, respectively, Section 1202(64.1) to the Borough Code, 1965 P.L. 1656, No. 581, Section 702.LXVIII to the Second Class Township Code, 1947 P.L. 1481, No. 567, and Section 1502.LXVIII to the First Class Township Code, 1949 P.L. 1955, No. 569.

Authorize the governing body to appropriate an amount not exceeding one dollar per resident per year toward the maintenance and/or support of any medical center or hospital building and to further appropriate from such funds toward the purchase and/or erection of medical or hospital facilities; require the approval of the appropriate health planning agency in cases where the total cost of the purchase or erection exceeds \$100,000.

Approved: 12/19/75

Effective: 12/19/75

Act 158: 53 P.S. 46202(64.1)

Act 159: 53 P.S. 65769

Act 160: 53 P.S. 56570

f. Law Enforcement

Act 75 Cities - Second A and Third Class, Boroughs, Towns, Townships, Counties

Amends Section 2416(h) of the Administrative Code of 1929, P.L. 177, No. 175, amended 1968 P.L. 297, No. 149.

Requires that the course of training for security and campus police include crisis intervention training and riot controls and authorizes campus police employed by State-owned colleges and universities located in any municipalities, other than cities of the first class or second class, in emergency situations occurring within the municipality, upon the request of the mayor or other executive authority and under the direction of the local law enforcement authorities, to exercise the powers and perform the duties conferred under the Administrative Code within the municipality for the limited purpose of aiding local authorities in emergency situations.

Approved: 7/30/75

Effective: 7/30/75

71 P.S. 646

g. Municipal Observances and Celebrations

Act 31 Cities, Boroughs, Towns, Townships, Counties

A new Act.

Authorizes all municipalities in the Commonwealth to expend funds from their total general funds for the purpose of financing projects to further the Bicentennial Celebration.

Approved: 7/16/75

Effective: 7/16/75

53 P.S. 5478

Act 98 Townships - Second Class

Act 99 Townships - First Class

Add, respectively, Section 702.LXVIII to the Second Class Township Code, 1947 P.L. 1481, No. 567, and Section 1502.LXVIII to the First Class Township Code, 1949 P.L. 1955, No. 569.

Authorize the township supervisors or commissioners to make annual appropriations for the observance of holidays, centennials or other anniversaries or for township celebrations or civic projects; Act 99 (First Class Township Code) limits the annual appropriation to \$750.

Approved: 10/2/75

Effective: 10/2/75

Act 98: 53 P.S. 65768

Act 99: 53 P.S. 56569

Act 145 Counties - Third to Eighth Class

Amends Section 1921(a) of the County Code, 1955 P.L. 323, No. 130, amended 1963 P.L. 90, No. 63.

Removes the \$300 limit on appropriations to veterans' organizations for expenses of observing Memorial Day and authorizes appropriations to veterans' organizations for expenses of observing Veterans' Day and Independence Day.

Approved: 12/16/75

Effective: 12/16/75

16 P.S. 1921(a)

h. Recreation and Cultural Facilities

Act 50 Cities, Boroughs, Towns, Townships, Counties

Amends Section 4(a)(7) of the Solicitation of Charitable Funds Act, 1963 P.L. 628, No. 337, amended 1974 P.L. , No. 297.

Changes the criteria for exempting libraries from the registration requirements; exempts public nonprofit library organizations which receive financial aid from municipal and State governments and file an annual fiscal report with the State Library System and the Commission on Charitable Organizations; removes the provision which had limited the exemption to libraries not receiving funds in excess of \$50,000 in any one year and not utilizing the services of a professional fund raiser.

Approved: 7/25/75

Effective: 7/25/75

10 P.S. 160-4, (a), c1.7

Act 131 Cities, Boroughs, Towns, Townships, Counties

Amends Section 4(c) of the Snowmobile Law, 1971 P.L. 299, No. 75.

Authorizes a political subdivision of any county to designate any road or street within its jurisdiction as a snowmobile street or road and to determine whether such street or road is to be closed to vehicular traffic or whether snowmobiles may share this designated street or road with vehicular traffic; requires that adequate notices be sufficiently and prominently displayed; provides that, in the case of State highways, the authority for designation as snowmobile highways shall be vested in the Department of Transportation.

Approved: 11/26/75

Effective: 1/26/76

75 P.S. 2504(c)

i. Transportation

Act 21 Cities, Boroughs, Towns, Townships, Counties, Authorities

Amends Section 1 of 1947 P.L. 136, No. 56, relating to Federal aid to political subdivisions or municipality authorities for the development of public airports.

Requires a political subdivision or municipality authority to receive project approval from the Pennsylvania Department of Transportation before submitting any project application to a Federal agency or department under the provisions of any Federal act providing airport planning funds or airport construction and development funds for the expansion and improvement of the airport system; requires a political subdivision or municipality authority to designate the Department of Transportation as its agent to accept, receive, receipt for and disburse any Federal funds granted for such projects, unless the Department of Transportation has first approved the project, in which case the political subdivision or municipality authority may directly receive the project moneys; requires that moneys paid over by the U.S. Government be received by the Commonwealth and paid over to the political subdivisions or municipality authority for application to the designated project under terms and conditions which may be imposed by the U.S. Government.

Approved: 7/10/75

Effective: 7/10/75

2 P.S. 1455

Act 61 Cities, Boroughs, Towns, Townships, Counties

Amends Section 10(a) of the Liquid Fuels Tax Act, 1931 P.L. 149, No. 105, amended 1970 P.L. 139, No. 56.

Authorizes the use of liquid fuels tax funds for the construction, reconstruction, operation and maintenance of publicly owned ferryboat operations.

Approved: 7/30/75

Effective: 7/30/75

72 P.S. 2611j(a)

j. Utility Service

Act 76 Cities, Boroughs, Towns, Townships, Counties, Authorities
(Note: Only public utility service being furnished by a municipal corporation beyond its corporate limits is subject to regulation as to rates under the Public Utility Law.)

Adds Section 307(c) to the Public Utility Law, 1937 P.L. 1053, No. 286.

Limits the fuel cost used in computing an automatic rate adjustment by an electric utility to the cost of fuel delivered to the utility at the generating site at which it is to be

consumed, and the cost of disposing of solid waste from scrubbers or other devices used so that the consumption of Pennsylvania-mined coal at the generating site complies with emission standards prescribed by the State; excludes the cost of fuel handling after delivery, or of waste disposal, other than as specifically permitted above, from the computation of the automatic fuel adjustment.

Approved: 7/30/75

Effective: 10/28/75

66 P.S. 1147(c)

IV. OFFICERS AND PERSONNEL

a. Appointment and Election

Act 7 Townships - First Class

Amends Section 643 of the First Class Township Code, 1949 P.L. 1955, No. 569.

Provides that the physical examination required of applicants for positions in the police force or as paid operators of fire apparatus need not be completed prior to taking the civil service examination but must be completed prior to appointment to a position.

Approved: 6/18/75

Effective: 6/18/75

53 P.S. 55643

Act 41 Counties - Second Class and Second Class A

Amends Sections 408(a), 1214, 1231 and 1247 of the Second Class County Code, 1953 P.L. 723, No. 230.

Requires the coroner to appoint a chief deputy and provides for the chief deputy sheriff to act as sheriff and the chief deputy coroner to act as coroner in cases of vacancies in the offices of sheriff or coroner; provides for the chief deputy acting as sheriff or coroner to receive the compensation provided by law for sheriffs or coroners until another sheriff or coroner is commissioned.

Approved: 7/16/75

Effective: 9/15/75

16 P.S. 3408(a), 4214, 4231
and 4247

Act 43 Townships - Second Class

Amends Section 410 of the Second Class Township Code, 1947 P.L. 1481, No. 567, amended 1961 P.L. 596, No. 294.

Makes an editorial change in order to conform the provisions of Section 410, concerning the election of supervisors, to the provisions of Section 402(B), as amended by Act 26 of 1974, which authorizes the election of additional supervisors in townships having a population of 3,000 or more.

Approved: 7/16/75

Effective: 7/16/75 and
retroactive to
3/1/74

53 P.S. 65410

Act 67 Townships - Second Class

Amends the following Sections of the Second Class Township Code, 1947 P.L. 1481, No. 567:

Section 402(B), amended 1974 P.L. , No. 26;
Section 402(C), added 1961 P.L. 596, No. 294;
Section 510, amended 1963 P.L. 10, No. 7.

Changes the provisions relating to the election of two additional supervisors in any township having a population of 3,000 or more; rather than such election being provided for by the court of common pleas, provides for a referendum on the subject upon petition of at least five per cent of the registered electors of the township or pursuant to a resolution of the board of supervisors; requires that the referendum petition, certified by the township secretary, be filed with the county board of elections not later than the thirteenth Tuesday prior to the next municipal or general election, to be placed before the electors in the same manner as other questions are presented under the provisions of the Pennsylvania Election Code; requires the county board of elections to tabulate and publish the results of the referendum within thirty days of the election; in cases where the referendum is approved at the general election, provides for the election of two additional supervisors at the following municipal election, one for a term of four years and one for a term of six years and, in cases where the referendum is approved at a municipal election, provides for the election of two additional supervisors at the following general election, one for a term of three years and one for a term of five years; removes the provision which had authorized the use of a census certified by the school district or districts of the township in determining the population for purposes of electing additional supervisors.

Approved: 7/30/75

Effective: 7/30/75

53 P.S. 65402(b) and (c), 65510

Act 120 Townships - Second Class

Amends Section 420 of the Second Class Township Code, 1947 P.L. 1481, No. 567, amended 1974 P.L. , No. 315.

Requires that persons appointed to fill vacancies in the office of township supervisor be registered voters.

Approved: 10/21/75

Effective: 12/22/75

53 P.S. 65420

Act 128 Cities - Third Class

Amends Section 3802 of the Third Class City Code, 1951 P.L. 662, No. 164.

Provides for the Shade Tree Commission to consist of a minimum of three and a maximum of seven members; requires that where the commission consists of more than three members, the time sequence provided for the initial terms for a three-member commission (one commissioner appointed for a term of three years, one for a term of four years, and one for a term of five years, with all successors appointed for five-year terms) be repeated; requires that, if at any time after increasing the membership of the commission, the governing body determines to reduce the number of members, the reduction be effectuated by allowing the terms to expire and by making no new appointments to fill the vacancy; requires that any increase or reduction in members be by ordinance.

Approved: 11/26/75

Effective: 1/26/76

53 P.S. 38802

b. Incompatibility

Act 82 Cities, Boroughs, Towns, Townships, School Districts,
Institution Districts

Amends the following Sections of the State Horse Racing Law, 1967 P.L. 707, No. 331:

Section 9(a), amended 1972 P.L. 84, No. 30;

Section 12.1, added 1970 P.L. 634, No. 210.

Exempts all public employees other than police officers or paid employees of a police department, sheriff's office, district attorney's office or other law enforcement agency

from the provisions prohibiting certain individuals from holding any office or employment with any firm, association or corporation which is licensed to conduct pari-mutuel racing, which is licensed to conduct its business at race tracks at which pari-mutuel race meets are conducted, which owns or leases to any licensed association a race track at which pari-mutuel racing is conducted, or which participates in the management of any licensee conducting pari-mutuel racing (previous exemption was limited to public employes of political subdivisions with annual compensation under \$12,000); as previously provided, such employment of employes of a political subdivision may be prohibited by ordinance, resolution or local law adopted by the governing body of the political subdivision; prohibits refusal of admittance to and ejection of persons from race tracks because of race, creed, color, sex, national origin or religion.

Approved: 8/1/75

Effective: 8/1/75

15 P.S. 2659(a) and 2662.1

c. Liability Insurance

Act 14 Counties - Third to Eighth Class

Amends Section 431(b) of the County Code, 1955 P.L. 323, No. 130, added 1974 P.L. , No. 172.

Provides that the liability of county officers and employes for surcharge in accordance with law is not affected by provisions which authorize the county commissioners to purchase insurance on county officers and employes for liability arising from errors and omissions in the performance of their duties.

Approved: 6/26/75

Effective: 6/26/75

16 P.S. 431(b)

Act 15	Boroughs
Act 16	Townships - First Class
Act 17	Townships - Second Class
Act 26	Cities - Third Class
Act 29	Towns
Act 105	Counties - Second Class and Second Class A

Amend the following Sections of law:

Act 15 - Section 1202(37.1) of the Borough Code, 1965 P.L. 1656, No. 581 (added);

- Act 16 - Section 1502.LXVIII of the First Class Township Code, 1949 P.L. 1955, No. 569 (added);
- Act 17 - Section 702.XIII of the Second Class Township Code, 1947 P.L. 1481, No. 567, amended 1965 P.L. 1619, No. 573;
- Act 26 - Section 2403. 53.1 of the Third Class City Code, 1951 P.L. 662, No. 164 (added);
- Act 29 - A new Act, relating to incorporated towns;
- Act 105 - Section 2199.18 of the Second Class County Code, 1953 P.L. 723, No. 230 (added).

Authorize the purchase of insurance on officers and employes for liability arising from errors and omissions in the performance of their duties and stipulate that these provisions do not affect the liability of elected or appointed officials or officers for surcharge in accordance with law.

Approved:	Act 15 - 6/26/75	Effective: 6/26/75
	Act 16 - 6/26/75	6/26/75
	Act 17 - 6/26/75	6/26/75
	Act 26 - 7/10/75	7/10/75
	Act 29 - 7/10/75	9/8/75
	Act 105- 10/7/75	12/8/75

Act 15:	53 P.S. 46202, cl. 37.1
Act 16:	53 P.S. 56568
Act 17:	53 P.S. 65713, cl. XIII
Act 26:	53 P.S. 37403, cl. 53.1
Act 29:	53 P.S. 53166
Act 105:	16 P.S. 5199.18

d. Military and Veterans' Affairs

Act 91	Military Justice
Act 92	Cities, Boroughs, Towns, Townships, Counties, Authorities, School Districts, Institution Districts

Amend Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, 1970 P.L. 707, No. 230.

Act 91 adds provisions relating to military justice (Pennsylvania Code of Military Justice, Part IV of Title 51) and Act 92 adds provisions relating to military and veterans' affairs (Title 51, Military Code: Part I, Preliminary Provisions; Part II, Pennsylvania National Guard, Pennsylvania Guard and Militia; Part III, Interstate Relations; Part V, Employment preferences and Pensions; and Part VI, Miscellaneous Provisions). Among the Acts pertaining to local governments which were repealed and replaced as part of the Military Code are the following:

<u>Repealed</u>	<u>Provisions replaced as part of new Military Code</u>
1945 P.L. 837, No. 337, providing for preference to soldiers in appointment or promotion to or retention in public positions or on public works (51 P.S. 492.1 through 492.8)	51 Pa.C.S. 7101 through 7109
Veterans Preference Act of 1957, P.L. 557, No. 309, authorizing military leaves of absence for employees of the State or political subdivisions and providing for reemployment, seniority and retirement rights (51 P.S. 493.1 through 493.9)	51 Pa.C.S. 7301 through 7308
1945 P.L. 369, No. 156, relating lien of taxes and municipal claims against real property of servicemen (51 P.S. 633.1, 633.2)	51 Pa.C.S. 7311
1959 P.L. 838, No. 327, prohibiting discrimination in public or private employment because of membership in the National Guard or a reserve component (51 P.S. 635)	51 Pa.C.S. 7309
Approved: 8/1/75	Effective: 1/1/76
	Act 91: 51 Pa.C.S. 5100 to 6112 Act 92: 51 Pa.C.S. 101 to 4501, 7101 to 9403

e. Pensions

Act 87 City of Pittsburgh

A new Act, relating to pensions for employes of the City of Pittsburgh.

Provides for the administration of the Act by a board consisting of the mayor, the city controller, the president of the city council, and two employes to be chosen by the

employees contributing to the fund; defines "fund" as the fund created by the city in accordance with 1915 P.L. 596, No. 259, referred to as the Second Class City Employee Pension Law; provides for membership in the fund, contributions by members, contributions by the city, credited service, eligibility for benefits, calculation of pension allowances, death benefits, payment of benefits and supplementary medical insurance premiums; exempts benefits from attachment or execution and from assignment or transfer; prohibits the board from suspending pension payments during the period a pensioner is employed by the U.S. Government, the Commonwealth of Pennsylvania, the same county in which the city is located, or any subdivision of such county.

Approved: 8/1/75

Effective: 1/1/75
(5 Pa. B. 2121)

53 P.S. 23581 to 23592

Act 153 Cities, Boroughs, Towns, Townships, Counties, Authorities,
 Institution Districts

Amends Sections 102, 112, and 207(c) of the Pennsylvania
Municipal Retirement Law, 1974 P.L. , No. 15.

Redefines "final salary" to mean the average annual salary or compensation earned by a member and paid by the municipality during the highest three, four or five nonoverlapping periods of twelve consecutive months as stipulated by the municipality rather than during the last five years immediately preceding retirement; extends to calendar years 1976 and 1977 the provisions authorizing the use of excess interest for the payment of administrative costs of the Municipal Retirement Board if the amount received from assessments made against each municipality, when imposed at the maximum rate, is not sufficient to cover the administrative expenses; increases from \$2,100 to \$2,520 the maximum amount which a person temporarily reemployed may earn during a calendar year and continue to receive his retirement allowance.

Approved: 12/19/75

Effective: 12/19/75

53 P.S. 881.102, 881.112,
881.207(c)

Act 160 Cities - Second Class

Amends Section 10 and adds Section 18 to the Second Class City Employee Pension Law, 1915 P.L. 596, No. 259, Section 10 amended 1955 P.L. 990, No. 309.

Extends the benefits of the Act to employes of credit unions maintained by and for city employes.

Approved: 12/19/75

Effective 12/19/75 and
retroactive to 1/1/75

53 P.S. 23570

53 P.S. 23575.2 (added)

Act 174 Cities - Second Class

Adds Sections 12.6 and 12.7 to the Second Class City Firemen Relief Law, 1933 P.L. 1050, No. 242.

Authorizes any person employed after the effective date of the Act by the bureau of fire of the city, who becomes a member of the pension fund and who, after 20 or more years of service and before the age of 50, is separated from the service through no cause of his or her own or who retires voluntarily (provisions are mandatory for members retiring voluntarily), to receive a pension allowance upon reaching the age of 50, if the member continues to contribute to the pension fund monthly a sum equal to the last monthly contribution paid while in the service.

Approved: 12/19/75

Effective: 1/1/76

53 P.S. 23617.2 and 23617.3

f. Salaries and Compensation; Expenses of Associations

Act 125 Townships - Second Class

Amends Section 512 of the Second Class Township Code, 1947 P.L. 1481, No. 567, amended 1965 P.L. 481, No. 243.

Increases the maximum number of meetings for which supervisors in townships having a population of 5,000 or less may be paid from 24 to 50, so that all township supervisors may be paid for a maximum of 50 meetings in any year regardless of the population of the township; includes among the meetings for which supervisors may be compensated, hearings by aggrieved parties under the Sewage Facilities Act and other hearings of a judicial or quasi-judicial nature.

Approved: 11/26/75

Effective: 11/26/75

53 P.S. 65512

Act 77 Counties - Third to Eighth Class
Act 78 Counties - Second Class and Second Class A

Amend, respectively, Section 445(a) of the County Code, 1955 P.L. 323, No. 130, amended 1967 P.L. 966, No. 430, and Section 437(a) of the Second Class County Code, 1953 P.L. 723, No. 230, amended 1969 P.L. 101, No. 38.

Increase the maximum annual assessments for the necessary expenses of the association of county commissioners, county solicitors and chief clerks as follows:

second and second A class counties, increased from \$700 to \$1,600;
third class counties, increased from \$600 to \$1,200;
fourth class counties, increased from \$500 to \$1,000;
fifth class counties, increased from \$400 to \$800;
sixth class counties, increased from \$300 to \$600;
seventh class counties, increased from \$200 to \$400;
eighth class counties, increased from \$150 to \$300.

Approved: 7/30/75

Effective: 9/29/75

Act 77: 16 P.S. 445(a)
Act 78: 16 P.S. 3437(a)

V. AUTHORITIES

a. Housing Authorities

Act 2 Cities - Second Class A and Third Class, Counties - Third to Eighth Class

Supplements the Housing Authorities Law, 1937 P.L. 955, No. 265.

Requires housing authorities located in any city of the second class A or third class or in a county of the third to eighth class, within 12 months following the effective date of this Act, to enter into a contract with the Pennsylvania Civil Service Commission for establishing a complete civil service merit system protecting all management employees of the authority (except members) including administrative nontechnical employees not subject to collective bargaining agreements under the Public Employee Relations Act (1970 P.L. 563, No. 195); provides for continued employment without examination and civil service protection for persons employed on the effective date of the Act; requires the commission to include in the system the same duties and obligations, rights, prerogatives and appeals provided for employees by the Civil Service Act (1941 P.L. 752, No. 286); requires that the compensation of all authority employees be determined by the authority in accordance with uniform schedules adopted by the authority using the classifications established by the civil service commission; requires housing authorities created after the effective date to enter into the required contract within 12 months of the date of organization.

Approved: 6/2/75

Effective: 6/2/75

35 P.S. 1566 to 1568

Act 119 Cities, Counties - Second to Eighth Class

Amends Sections 11(a) and 11(b) of the Housing Authorities Law, 1937 P.L. 955, No. 265, amended 1970 P.L. 794, No. 259.

Increases the maximum amount for which the authorities may contract or purchase without bids from \$1,500 to \$2,500.

Approved: 10/18/75

Effective: 12/17/75

35 P.S. 1551(a) and (b)

b. Industrial Development Authorities

Act 35 Pennsylvania Industrial Development Authority
Act 36 Cities, Boroughs, Towns, Townships, Counties, Authorities

Amend, respectively, Section 10 of the Pennsylvania Industrial Development Act, 1955 P.L. 1609, No. 537, amended 1973 P.L. 257, No. 73, and Section 10 of the Industrial and Commercial Development Authority Law, 1967 P.L. 251, No. 102.

Provide for the deposit of funds under savings contracts in savings associations and for security for such deposits.

Approved: 7/16/75

Effective: 7/16/75

Act 35: 73 P.S. 310

Act 36: 73 P.S. 380

Act 165 Cities, Boroughs, Towns, Townships, Counties, Authorities

Amends the following Sections of the Industrial and Commercial Development Authority Law, 1967 P.L. 251, No. 102:

Title, amended 1972 P.L. 1675, No. 359;
Section 2, clauses (3), (5), (6) and (7), amended 1972 P.L. 1675, No. 359;
Section 2(9), added 1972 P.L. 1675, No. 359;
Sections 2(10) and 2(11) (added);
Section 3, amended 1971 P.L. 647, No. 171, 1972 Sp. Sess. No. 1, P.L. 2015, No. 2, and 1972 P.L. 1675, No. 359;
Section 6(a), amended 1971 P.L. 647, No. 171;
Section 6(b), clauses (8), (9) and (16), amended 1972 P.L. 1675, No. 359;
Section 6(d), amended 1971 P.L. 647, No. 171;
Section 7(c), amended 1971 P.L. 647, No. 171;
Section 7(f), amended 1972 P.L. 1675, No. 359;
Section 11, amended 1971 P.L. 647, No. 171;
Section 12(a), amended 1972 P.L. 1675, No. 359;
Section 12(f), amended 1971 P.L. 647, No. 171;
Section 15.

Authorizes Authorities to finance and operate "specialized enterprises", defined as enterprises, other than industrial enterprises or commercial enterprises, which by their nature or size require substantial capital, including, and expressly limited to, certain transportation facilities, nursing homes, industrial parks, facilities for the furnishing by a utility activity of gas or water available to the public, energy conversion facilities, energy producing activities, and the construction of rail sidings, spurs and branch lines; redefines certain terms, reorders definitions and provides

definitions of additional terms; further defines "municipality" to mean any county, city, town, borough or township of the Commonwealth, each of which political subdivisions are separate incorporated municipalities of the Commonwealth for the purposes of the Act; provides definitions for "certain transportation facilities", "energy conversion facility", "energy producing activity", "industrial parks", and "nursing home"; redefines "disaster relief project" to remove the limitation that the damage or loss must have been caused by the floods of September, 1971 or June, 1972 and to require that a project be located within a county designated as a disaster area by the President of the United States in order to qualify as a disaster relief project; requires that applications for disaster relief projects be submitted to the Department of Commerce within six months after the county in which the project is or will be located has been designated as a disaster area; further clarifies tax exemptions for authorities created under the Act by specifying that the exemption from taxation includes, but is not limited to, property taxes, excise taxes for the privilege of doing business, and taxes measured or determined by income or net earnings.

Approved: 12/19/75

Effective: 12/19/75

73 P.S. 371 (note), 372, 373,
376, 377, 381, 382 and 385

Act 166 Pennsylvania Industrial Development Authority

Amends Section 3(j) and reenacts and amends Section 6 of the Pennsylvania Industrial Development Authority Act, 1955 P.L. 1609, No. 537, Section 6 amended 1963 P.L. 221, No. 125, 1965 P.L. 42, No. 37, 1967 P.L. 323, No. 142, 1972 P.L. 475, No. 153, and 1973 P.L. 257, No. 73.

Redefines "municipality" to mean any city, borough, town or township of the Commonwealth, each of which political subdivisions are separate incorporated municipalities of the Commonwealth for the purposes of the Act; provides an editorial correction in the placement within Section 6 of provisions reducing or removing contributions of local industrial development agencies for projects in critical areas with a specified rate of unemployment.

Approved: 12/19/75

Effective: 2/17/76

73 P.S. 303(j) and 306

c. Municipal Authorities

Act 34 Cities, Boroughs, Towns, Townships, Counties, Authorities,
School Districts

Amends Sections 8 of the Municipality Authorities Act of
1945, P.L. 382, No. 164, amended 1973 P.L. 295, No. 89.

Provides for the deposit of funds under savings
contracts in savings associations and for security for such
deposits.

Approved: 7/16/75

Effective: 7/16/75

53 P.S. 310

Act 66 Cities, Boroughs, Towns, Townships, Counties, Authorities
School Districts

Amends Section 5.A of the Municipality Authorities Act of
1945, P.L. 382, No. 164, amended 1969 P.L. 247, No. 101.

Authorizes bonds issued to be executed by facsimile
signatures and conforms the text to the allowable interest
to be borne (1970 P.L. 485, No. 165, as amended, removes the
limit on the rate of interest on bonds issued under the
Municipality Authorities Act during the period commencing
July 1, 1970 and ending June 30, 1976).

Approved: 7/30/75

Effective: 7/30/75

53 P.S. 307(a)

Act 85 Cities, Boroughs, Towns, Townships, Counties, Authorities,
School Districts

Amends the following Sections of the Municipality Authorities
Act of 1945, P.L. 382, No. 164:

Section 2(j), amended 1947 P.L. 570, No. 249;
Section 4.A, amended 1972 P.L. 330, No. 92;
Section 4.B(g), amended 1974 P.L. 347, No. 112.

Includes within the definition of the term "project",
equipment to be leased by an authority to the municipality
or municipalities that organized it and includes such
projects within the general purposes of an authority;
authorizes authorities to purchase insurance on board members,
officers and employes for liability arising from errors and

omissions in the performance of their duties and stipulates that these provisions do not affect the liability of appointed officials for surcharge in accordance with law.

Approved: 8/1/75

Effective: 8/1/75

53 P.S. 302(j), 306.A and
306.B(q)

Act 146 Counties - Eighth Class; Boroughs, Townships and their
 Authorities within eighth class counties

Amends Section 4.B(h) of the Municipality Authorities Act of 1945, P.L. 382, No. 164, amended 1955 P.L. 671, No. 185, and repealed in part 1971 P.L. 118, No. 6.

Authorizes all owners of real property in eighth class counties, except those in municipal corporations having a population density of 300 persons or more per square mile, to decline, in writing, the services of a solid waste authority.

Approved: 12/16/75

Effective: 12/16/75

53 P.S. 306.B(h)

VI. JUDICIAL ADMINISTRATION

Act 19 Cities - First Class

Amends Sections 3 and 20 of 1969 P.L. 259, No. 105, relating to the Philadelphia Municipal Court.

Extends the jurisdiction of the court to include civil claims involving \$1,000 or less (increased from \$500).

Approved: 7/10/75

Effective: 7/10/75

17 P.S. 711.3 and 711.20

Act 39 Counties - Second Class

Amends Sections 7(a), 7(c), 8, 9, 11, 17, 18 and 19 of the Second Class County Jury Selection Act, 1972 P.L. 1376, No. 292.

Provides for a master list of prospective jurors composed of a current list of all registered electors of the county and authorizes the addition to the list of qualified prospective jurors by the jury commission on its own initiative or upon the application of a qualified person; authorizes the master list to be supplemented with names from other lists designated by the jury commission; further defines offenses and penalties and clarifies appeal procedures; prohibits an employer from depriving an employee of his employment, or from threatening or otherwise coercing him with respect to his employment, because the employee receives a summons, responds to a summons, serves as a juror or attends court for prospective jury service; provides penalties for employers violating this provision and authorizes civil action by employees for recovery of damages.

Approved: 7/16/75

Effective: 7/16/75

17 P.S. 1301.6(a) and (c),
1301.7, 1301.8, 1301.10,
1301.16, 1301.17, 1301.18
and 1301.18(a)

Act 107 Jury Verdicts

Implements the provisions of Article I, Section 6 of the Constitution of Pennsylvania.

Provides that a verdict may be rendered by five-sixths of the jury in a civil case.

Approved: 10/7/75

Effective: 11/6/75 and applicable to the verdict of any jury which is sworn on or after the effective date to try any issue in any civil action or proceeding pending on the effective date or brought after the effective date.

17 P.S. 925

Act 113 Counties - Third Class

Amends Section 8.1 of the Reference and Arbitration Law, 1836 P.L. 715, No. 186, amended 1972 P.L. 500, No. 159.

Increases the maximum amount which may be arbitrated in third class counties from \$5,000 to \$10,000.

Approved: 10/18/75

Effective: 10/18/75

5 P.S. 30

VII. STATE GOVERNMENT PROGRAMS AND PROCEDURES

Act 1 Cities, Boroughs, Towns, Townships, Counties, School Districts

Amends Section 1605.1 of the Pennsylvania Election Code, 1937 P.L. 1333, No. 320, added 1974 P.L. , No. 201.

Extends from February 15, 1975 to October 15, 1975 the date by which business entities which have been awarded non-bid contracts by the State or political subdivisions must file an itemized report of political contributions made by officers and their immediate families and by certain employees and their families during calendar year 1974; maintains a February 15th deadline for filing reports in subsequent years.

Approved: 5/12/75

Effective: 5/12/75 and
retroactive to
7/21/74

25 P.S. 3225.1

Act 4 Senior Citizens Property Tax or Rent Rebates

Reenacts and amends the Senior Citizens Property Tax Assistance Act, 1971 P.L. 104, No. 3, amended 1973 P.L. 380, No. 136 and 1974 P.L. , No. 124.

Changes the short title to Senior Citizens Property Tax or Rent Rebate Act and removes all references to "assistance" and refers instead to "rebates".

Approved: 6/16/75

Effective: 8/15/75

72 P.S. 4751-1 to 4751-12

Act 57 Retail Electric Suppliers

A new Act, known as the Retail Electric Supplier Unincorporated Area Certified Territory Act.

Provides for the division of the unincorporated areas of the Commonwealth (areas outside the corporate limits of cities and boroughs) into certified territories within which each

retail electric supplier (exclusive of municipal corporations) is to provide retail electric service on an exclusive basis; provides for the establishment of the boundaries of the certified territories based on the existing distribution lines of each retail electric supplier and provides for boundary adjustments; provides for obligations and rights within certified territories; provides that the inclusion by incorporation, consolidation or annexation of any part of the certified territory of a retail electric supplier within the boundaries of any city or borough shall not affect the rights of the retail electric supplier to continue and extend electric service at retail throughout any part of its certified territory; provides for enforcement of compliance with the Act by the Public Utility Commission and provides for the expenses of the Commission in administering the Act to be assessed against the affected retail electric suppliers; specifically provides that the Act shall not in any respect affect the rights, privileges, or obligations of any municipal corporation furnishing retail electric service.

Approved: 7/30/75

Effective: 7/30/75

15 P.S. 3277 to 3287

Act 161 Outdoor Advertising

Amends Sections 4, 5(a) and 7 of the Outdoor Advertising Control Act of 1971, P.L. 596, No. 160.

Further regulates outdoor advertising, increases annual permit fees, exempts service clubs or religious organizations from the payment of fees and further provides for the affixing of tags to advertising devices or structures to indicate that permits have been issued.

Approved: 12/19/75

Effective: 12/19/75

36 P.S. 2718.104, 2718.105(a)
and 2718.107

Joint
Resolution
No. 2

Emergency Constitutional Amendment - Flood Relief

Amends Article VIII, Section 17 of the Constitution of the Commonwealth of Pennsylvania.

Extends the provisions authorizing the General Assembly to enact laws providing for tax rebates, credits, exemptions, grants-in-aid, State supplementations or other special provisions to aid individuals, corporations, associations or nonprofit institutions, including nonpublic schools, adversely affected by conditions caused by certain storms or floods, by including storms or floods of 1974 or 1975.

Filed in the Office of the Secretary of the Commonwealth:
10/2/75
Approved by Statewide referendum: 11/4/75

Constitution P.S. Art. 8, Sec. 17

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